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 12 *Attorneys for Robert Williamson III and*
 13 *Cate Wakem-Williamson*

E-Filed

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

10 ROBERT WILLIAMSON, III

11 Plaintiff,

12 vs.

13 VICTORIA L. GUNVALSON, an individual;
 14 DAVID BROOKS AYERS, an individual

15 Defendant(s)

BASE CASE NO:

Case No.: 2:13-cv-01019-JAD-GWF

MEMBER CASE NO:

2:13-cv-02022-JAD-GWF

(Honorable Jennifer A. Dorsey)

16 DAVID BROOKS AYERS, an individual,

17 Counterclaimant,

18 vs.

19 ROBERT WILLIAMSON, III, an individual;
 20 CATE WAKEM-WILLIAMSON, an individual,
 21 ANGELA TORRES, an individual,

22 Defendant.

PLAINTIFF ROBERT WILLIAMSON, III
 AND CATE WAKEM-WILLIAMSON
 ANSWER TO FIRST AMENDED
 COUNTERCLAIM OF DAVID BROOKS
 AYERS AGAINST ROBERT
 WILLIAMSON, III, CATE WILLIAMSON
 AND ANGELA TORRES

23 COMES NOW, Plaintiff/Counterdefendants, ROBERT WILLIAMSON III and CATE
 24 WAKEM-WILLIAMSON, by and through their counsel of record, H. Stan Johnson, Esq. of
 25 Cohen|Johnson, LLC., hereby Answers the First Amended Counterclaim of David Brooks Ayers
 26 Against Robert Williamson III, Cate Wakem-Williamson, and Angela Torres, and in and for
 27 those allegations se forth herin, admits, denies avers and alleges as follows:

28 ...

COHEN-JOHNSON, LLC
 255 E. Warm Springs Road, Suite 100
 Las Vegas, Nevada 89119
 (702) 823-3500 FAX: (702) 823-3400

1. Answering Paragraph 1 of the Defendant/Counterclaimant's First Amended
2. Counterclaim, Plaintiff/Counterdefendant admits.

3. Answering Paragraph 2 of the Defendant/Counterclaimant's First Amended
4. Counterclaim, Plaintiff/Counterdefendant admits.

5. Answering Paragraph 3 of the Defendant/Counterclaimant's First Amended
6. Counterclaim, Plaintiff/Counterdefendant admits.

7. Answering Paragraph 4 of the Defendant/Counterclaimant's First Amended
8. Counterclaim, Plaintiff/Counterdefendant is without sufficient information to admit or deny the
9. allegation contained herein, and therefore, denies each, every and all of the allegations contained
10. herein.

11. Answering Paragraph 5 of the Defendant/Counterclaimant's First Amended Counterclaim,
12. Plaintiff/Counterdefendants are without sufficient knowledge or information to form a belief as
13. to the truth or falsity of the allegations contained therein.

14. Answering Paragraph 6 of the Defendant/Counterclaimant's First Amended
15. Counterclaim, Plaintiff/Counterdefendant admits.

16. Answering Paragraph 7 of the Defendant/Counterclaimant's First Amended
17. Counterclaim, Plaintiff/Counterdefendant admits.

18. Answering Paragraph 8 of the Defendant/Counterclaimant's First Amended
19. Counterclaim, Plaintiff/Counterdefendant admits.

20. Answering Paragraph 9 of the Defendant/Counterclaimant's First Amended
21. Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

22. Answering Paragraph 10 of the Defendant/Counterclaimant's First Amended
23. Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

24. Answering Paragraph 11 of the Defendant/Counterclaimant's First Amended
25. Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

26. Answering Paragraph 12 of the Defendant/Counterclaimant's First Amended
27. Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

28. ...

1 13. Answering Paragraph 6 of the Defendant/Counterclaimant's First Amended
2 Counterclaim, Plaintiff/Counterdefendant admits.

3 14. Answering Paragraph 14 of the Defendant/Counterclaimant's First Amended
4 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

5 15. Answering Paragraph 15 of the Defendant/Counterclaimant's First Amended
6 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

7 16. Answering Paragraph 16 of the Defendant/Counterclaimant's First Amended
8 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

9 a. Answering Paragraph a of the Defendant/Counterclaimant's First Amended
10 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

11 b. Answering Paragraph b of the Defendant/Counterclaimant's First Amended
12 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

13 c. Answering Paragraph c of the Defendant/Counterclaimant's First Amended
14 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

15 d. Answering Paragraph d of the Defendant/Counterclaimant's First Amended
16 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

17 e. Answering Paragraph e of the Defendant/Counterclaimant's First Amended
18 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

19 f. Answering Paragraph f of the Defendant/Counterclaimant's First Amended
20 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

21 g. Answering Paragraph g of the Defendant/Counterclaimant's First Amended
22 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

23 h. Answering Paragraph h of the Defendant/Counterclaimant's First Amended
24 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

25 17. Answering Paragraph 17 of the Defendant/Counterclaimant's First Amended
26 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

27 18. Answering Paragraph 18 of the Defendant/Counterclaimant's First Amended
28 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

1 19. Answering Paragraph 19 of the Defendant/Counterclaimant's First Amended
2 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
3 20. Answering Paragraph 20 of the Defendant/Counterclaimant's First Amended
4 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
5 21. Answering Paragraph 21 of the Defendant/Counterclaimant's First Amended
6 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
7 22. Answering Paragraph 22 of the Defendant/Counterclaimant's First Amended
8 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
9 23. Answering Paragraph 23 of the Defendant/Counterclaimant's First Amended
10 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
11 24. Answering Paragraph 24 of the Defendant/Counterclaimant's First Amended
12 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
13 25. Answering Paragraph 25 of the Defendant/Counterclaimant's First Amended
14 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
15 26. Answering Paragraph 26 of the Defendant/Counterclaimant's First Amended
16 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
17 27. Answering Paragraph 27 of the Defendant/Counterclaimant's First Amended
18 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
19 28. Answering Paragraph 28 of the Defendant/Counterclaimant's First Amended
20 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
21 29. Answering Paragraph 29 of the Defendant/Counterclaimant's First Amended
22 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
23 30. Answering Paragraph 30 of the Defendant/Counterclaimant's First Amended
24 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
25 31. Answering Paragraph 31 of the Defendant/Counterclaimant's First Amended
26 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.
27 32. Answering Paragraph 33 of the Defendant/Counterclaimant's First Amended
28 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

1 33. Answering Paragraph 33 of the Defendant/Counterclaimant's First Amended
2 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

3 34. Answering Paragraph 34 of the Defendant/Counterclaimant's First Amended
4 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

5 35. Answering Paragraph 35 of the Defendant/Counterclaimant's First Amended
6 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

7 36. Answering Paragraph 36 of the Defendant/Counterclaimant's First Amended
8 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

9 37. Answering Paragraph 37 of the Defendant/Counterclaimant's First Amended
10 Counterclaim, Plaintiff/Counterdefendant denies the allegations contained therein.

AFFIRMATIVE DEFENSES

FIRST AFFIRMATIVE DEFENSE

1. The Defendant/Counterclaimant fails to state a claim against defendant upon which relief can be granted.

SECOND AFFIRMATIVE DEFENSE

2. The Defendant/Counterclaimant improperly plead a Third Party Claim.

THIRD AFFIRMATIVE DEFENSE

3. The Defendant/Counterclaimant has unclean hands and is not entitled to the relief requested herein.

FORTH AFFIRMATIVE DEFENSE

4. The Defendant/Counterclaimant is barred for relief by his own conduct.

FIFTH AFFIRMATIVE DEFENSE

5. Counterclaimant has failed to satisfy conditions precedent to bringing any action against Defendant.

SIXTH AFFIRMATIVE DEFENSE

6. The Defendant/Counterclaimant failed to mitigate damages, if any such damages exist at all.

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SEVENTH AFFIRMATIVE DEFENSE

7. Defendant acted in good faith in all of her dealings with Counterclaimant.

EIGHTH AFFIRMATIVE DEFENSE

8. Counterdefendant has been forced to retain counsel to defend against Counterclaimant's Counterclaim and Counterdefendant is entitled to an award of reasonable attorney's fees.

NINTH AFFIRMATIVE DEFENSE

8 9. Defendants incorporate by reference those affirmative defenses enumerated in
9 Rule 8 of the Federal Rules of Civil Procedure as if fully set forth herein. In the event further
10 investigation or discovery reveals the applicability of such defenses, Defendants reserve the right
11 to seek leave of Court to amend this answer to specifically assert any such defense. Such
12 defenses are herein incorporated by reference for the specific purpose of not waiving any such
13 defense.

WHEREFORE, the Plaintiff/Counterdefendant

1. That Defendant/Counterclaimant take nothing by way of his Complaint
2. For all reasonable attorney Fees and Costs; and
3. Such further relief as this Court deems just and proper.

Dated this 7th day of November, 2014.

COHEN|JOHNSON, LLC.

By:

H. STAN JOHNSON, ESQ.

Nevada Bar No. 00265

BRIAN A. MORRIS, ESQ.

Nevada Bar No.: 11217

bam@cohenjohnson.com

255 E Warm Springs Rd., Suite 100

Las Vegas, Nevada 89119

*Attorneys for Robert Williamson III and
Kate Wakem-Williamson*

CERTIFICATION OF SERVICE

I certify that I am an employee of COHEN|JOHSNON, LLC. and that on this 10th day of November, 2014, I served a copy of the **PLAINTIFF ROBERT WILLIAMSON, III AND CATE WAKEM-WILLIMASON ANSWER TO FIRST AMENDED COUNTERCLAIM OF DAVID BROOKS AYERS AGAINST ROBERT WILLIAMSON, III, CATE WILLIAMSON AND ANGELA TORRES** by depositing the same in the U.S. Mail, postage prepaid, upon the following parties and addresses listed below via U.S. Mail:

The Reiss Law Firm
Sean P. Reis, Esq.
30021 Tomas Street, Suite 300
Rancho Santa Margarita, California 92688
*Attorney for Victoria Gunvalson, David Brooks Ayers
and Woo Hoo Productions, LLC.*

Kajoika & Associates
Dean Y. Kajoika, Esq.
8530 W. Charleston Blvd., Suite 100
Las Vegas, Nevada 89117
Attorney for Angela Torres

Kelly J. Montgomery, an employee of Cohen|Johnson, LLC.